

DONNA L. SOTO, ADMINISTRATRIX OF THE	:	SUPERIOR COURT
ESTATE OF VICTORIA L. SOTO et al.	:	
	:	JUDICIAL DISTRICT OF
Plaintiffs,	:	FAIRFIELD
	:	
v.	:	AT BRIDGEPORT
	:	
BUSHMASTER FIREARMS INTERNATIONAL,	:	August 1, 2016
LLC, et al.	:	
	:	
Defendants.	:	

**REMINGTON’S MOTION FOR SUMMARY JUDGMENT**

Defendants Remington Arms Company, LLC and Remington Outdoors Company, Inc. (“Remington”)<sup>1</sup> hereby move for summary judgment on Plaintiffs’ First Amended Complaint. In support of their motion, Remington states as follows:

1. Remington is entitled to judgment as a matter of law on Plaintiffs’ CUTPA claim because the evidence is undisputed that (a) Plaintiffs were not consumers of Remington’s product, were not competitors with Remington and were not otherwise in business relationships with Remington and therefore do not have standing to maintain CUTPA actions; and (b) Plaintiffs did not file their claims within the three-year CUTPA statute of limitations.

2. Remington is entitled to judgment as a matter of law on Plaintiffs’ negligent entrustment claims because, under the Protection of Lawful Commerce in Arms Act, a negligent entrustment action is only available against a statutorily-defined firearm “seller,” and the evidence is undisputed that Remington was not a “seller” of the firearm involved in the shooting.

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<sup>1</sup> Plaintiffs have correctly alleged that the manufacturer of the firearm, Bushmaster Firearms International, LLC, merged into Remington Arms Company, LLC in 2011. Plaintiffs have also correctly alleged that Freedom Group, Inc. was the parent member of Remington Arms Company, LLC, and has been renamed Remington Outdoor Company, Inc.

WHEREFORE, Remington respectfully moves for summary judgment on each claim against it, as set forth in Counts 1, 4, 7, 10, 13, 16, 19, 22, 25, 28, and 31 of Plaintiffs' First Amended Complaint.

THE DEFENDANTS,

REMINGTON ARMS CO., LLC and  
REMINGTON OUTDOOR COMPANY, INC.

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## **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing was emailed on August 1, 2016 to the following counsel:

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